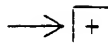


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PTO/SB/01 (10-00)

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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

☒ Declaration  
Submitted With Initial  
Filing OR  
☐ Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16 (e))  
required)

Attorney Docket Number 19930-002300US

First Named Inventor Staple

**COMPLETE IF KNOWN**

Application Number /

Filing Date

Group Art Unit

Examiner Name

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Bevan Staple  
David Miller  
Lilac Muller

the specification of which

*METHOD FOR REDUCING LEACHING IN METAL-COATED MEMS*

☒ is attached hereto

OR

☐ was filed on (MM/DD/YYYY)

as United States Application Number or PCT International

Application Number

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Country	Priority Not Claimed	Certified Copy Attached?	
					YES	NO
				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

(Page 1 of 2)

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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## DECLARATION — Utility or Design Patent Application

Direct all correspondence to:		<input type="checkbox"/> Customer Number or Bar Code Label	20350	OR	<input checked="" type="checkbox"/> Correspondence address below
Name	Patrick M. Boucher, Townsend and Townsend and Crew				
Address	Two Embarcadero Center				
Address	3 <sup>rd</sup> Floor				
City	San Francisco	State	CA	ZIP	94111-3834
Country	United States	Telephone	303-571-4000	Fax	303-571-4321
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.					
NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name	Bevan	Family Name	Staple or Surname		
Inventor's Signature				Date	March 2, 01
Residence: City	Longmont	State	CO	Country	United States
Citizenship	United States				
Mailing Address	2424 9 <sup>th</sup> Avenue				
Mailing Address	Apartment 7205				
City	Longmont	State	CO	ZIP	80503
Country	United States				
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name	David	Family Name	Miller or Surname		
Inventor's Signature				Date	3/2/01
Residence: City	Louisville	State	CO	Country	United States
Citizenship	United States				
Mailing Address	1035 South Boulder Road, Apt. 115				
Mailing Address					
City	Louisville	State	CO	ZIP	80027
Country	United States				
<input checked="" type="checkbox"/> Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.					

Please type a plus sign (+) inside this box ➡ +

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

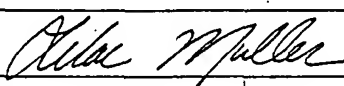
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## DECLARATION

## ADDITIONAL INVENTOR(S)

Supplemental Sheet

Page 1 of 1

Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Lilac Muller				Muller			
Inventor's Signature 				Date 3-1-01			
Residence: City		Boulder		State		CO	
Country		United States		Citizenship		United States	
Mailing Address 96 Canon Park Drive							
Mailing Address							
City		Boulder		State		CO	
ZIP		80302		Country		United States	
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Inventor's Signature				Date			
Residence: City				State		Country	
Citizenship							
Mailing Address							
Mailing Address							
City				State		Country	
ZIP				Country			
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Inventor's Signature				Date			
Residence: City				State		Country	
Citizenship							
Mailing Address							
Mailing Address							
City				State		Country	
ZIP				Country			

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DE 7033819 v1

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PTC/SB/81 (10-00)

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**POWER OF ATTORNEY OR  
AUTHORIZATION OF AGENT**

Application Number

Filing Date

First Named Inventor

Staple

Group Art Unit

Examiner Name

Attorney Docket Number

019930-002300

I hereby appoint:

☐ Practitioners at Customer Number

20350

OR

☒ Practitioner(s) named below:

Place Customer  
Number Bar Code  
Label here

Name	Registration Number
Patrick M. Boucher	44,037
David N. Slone	28,572
Roger T. Barrett	41,599
Douglas M. Hamilton	47,629

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☐ The above-mentioned Customer Number.

OR

☒ Firm or  
Individual Name

Townsend and Townsend and Crew LLP

Address

Two Embarcadero Center

Address

8<sup>th</sup> Floor

City

San Francisco

State

CA

ZIP

94111-3834

Country

United States

Telephone

303-571-4000

Fax

303-571-4321

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.

Certificate under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

**SIGNATURE of Applicant or Assignee of Record**

Name

Network Photonics, Inc. by Steven Georgis, President

Signature

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any Comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.  
DE 7033823 v1

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Bevan Staple, et al.

Application No./Patent No.: \_\_\_\_\_ Filed/Issue Date: \_\_\_\_\_

Entitled: METHOD FOR REDUCING LEACHING IN METAL-COATED MEMSNetwork Photonics, Inc. a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

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The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

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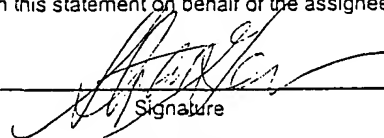
☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ Copies of assignments or other documents in the chain of title are attached.

(NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8)

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

3/1/01  
Date

  
Signature

Steven Georgis  
Typed or printed name

President  
Title

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2 2001

19936-0023005  
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Patent and Trademark Office  
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Washington, D.C. 20231  
PMB

JUNE 25, 2001

PTAS  
TOWNSEND AND TOWNSEND AND CREW LLP  
PATRICK M. BOUCHER  
TWO EMBARCADERO CENTER  
EIGHTH FLOOR  
SAN FRANCISCO, CA 94111



\*101676757A\*

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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 03/05/2001

REEL/FRAME: 011685/0137  
NUMBER OF PAGES: 7

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
STAPLE, BEVAN

DOC DATE: 03/02/2001

ASSIGNOR:  
MILLER, DAVID

DOC DATE: 03/02/2001

ASSIGNOR:  
MULLER, LILAC

DOC DATE: 03/01/2001

ASSIGNEE:  
NETWORK PHOTONICS, INC.  
4775 WALNUT STREET  
BOULDER, COLORADO 80301

SERIAL NUMBER: 09799916  
PATENT NUMBER:

FILING DATE: 03/05/2001  
ISSUE DATE:

011685/0137 PAGE 2

TONYA LEE, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

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Expires 06/30/99  
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U.S. Department of Commerce  
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**PATENT**

04-19-2001

101676757  
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PATENTS ONLY**

09/799916  
03/05/01

Attorney Docket No. 19930-002300US

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Name (line 2)

**Second Party**

Name (line 1)

Execution Date  
Month Day Year  
03 02 01

Name (line 2)

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Name (line 2)

Address (line 1)

Address (line 2)

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Zip Code

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**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

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**Correspondent Name and Address**

Area Code and Telephone Number

(303) 571-4000

Name Patrick M. Boucher  
Townsend and Townsend and Crew LLP

Address (line 1) Two Embarcadero Center

Address (line 2) Eighth Floor

Address (line 3) San Francisco, CA 94111

Address (line 4)

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments

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Patent Application Number(s)

Patent Number(s)


If this document is being filed together with a new Patent Application, enter the date the patent application was signed by the first named executing inventor.

Month Day Year

**Patent Cooperation Treaty (PCT)**

Enter PCT application number  
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Number has not been assigned.

PCT

PCT

PCT

PCT

PCT

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**Number of Properties**

Enter the total number of properties involved.

#

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$ 40.00

Method of Payment:

Enclosed ☐

Deposit Account ☒

Deposit Account

Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

20-1430

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Yes ☒

No ☐

**Statement and Signature**

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Patrick M. Boucher (Reg. No. 44,037)

Name of Person Signing

Signature

March 5, 2001

Date

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1c929 U.S. PRO  
09/799916  
03/05/01

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Name (line 1) Lilac Muller

Execution Date  
Month Day Year  
03 01 01

Name (line 2)

Execution Date  
Month Day Year

Name (line 1)

Month Day Year

Name (line 2)

Execution Date  
Month Day Year

Name (line 1)

Month Day Year

Name (line 2)

Receiving Party(ies)

☐ Mark if additional names of receiving parties attached

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States, an appointment  
of a domestic  
representative is attached.  
(Designation must be  
a separate document from  
Assignment.)

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Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

Name (line 1)

Name (line 2)

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

Application Number(s) or Patent Number(s)

☐ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)


Patent Number(s)


ASSIGNMENT OF PATENT APPLICATION

JOINT

WHEREAS, Bevan Staple, of 2424 9<sup>th</sup> Avenue, Apartment 7205, Longmont, CO 80503; David Miller of 1035 South Boulder Road, Apt. 115, Louisville, CO 80027; and Lilac Muller of 96 Canon Park Drive, Boulder, CO 80302, hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: Method for Reducing Leaching in Metal-Coated MEMS

Date(s) of execution of Declaration: Bevan Staple, 03/02/01; David Miller, 03/02/01;  
Lilac Muller, 03/01/01

Filing Date:

Application No.:

WHEREAS, Network Photonics, Inc. of 4775 Walnut Street, Boulder, CO 80301, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

Assignors hereby authorize and request Townsend and Townsend and Crew LLP, Two Embarcadero Center, 8<sup>th</sup> Floor, San Francisco, CA 94111-3834, to insert herein above the application number and filing date of said application when known.

IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.

Dated: Ben D. Shum  
Name:

March 2, 2001  
Date: Bevan Staple

STATE OF COLORADO )  
COUNTY OF Boulder ) ss.

On March 2, 2001, before me, Kathy L. Gonzales,  
personally appeared Bevan Staple, personally  
known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to  
the within instrument, and acknowledged to me that he/she executed the same in his/her authorized capacity, and  
that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed  
the instrument.

WITNESS my hand and official seal.

Kathy L. Gonzales  
NOTARY PUBLIC

*My Commission Expires April 7, 2004*

My Commission Expires: \_\_\_\_\_

4775 Walnut Street  
Boulder, CO 80301

IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.

Dated: March 2, 2001

David Miller  
David Miller

STATE OF COLORADO )  
COUNTY OF Boulder ) ss.

On March 2, 2001, before me, Kathy L. Gonzales,  
personally appeared David Miller, personally  
known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to  
the within instrument, and acknowledged to me that he/she executed the same in his/her authorized capacity, and  
that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed  
the instrument.

WITNESS my hand and official seal.

Kathy L. Gonzales  
NOTARY PUBLIC  
4775 Walnut Street  
Boulder, CO 80301

***My Commission Expires April 7, 2004***

My Commission Expires: \_\_\_\_\_

IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.

Dated: 3-1-01

Lilac Muller  
Lilac Muller

STATE OF COLORADO       )  
                                      )  
COUNTY OF Boulder       ) ss.

On March 1, 2001, before me, Kathy L. Gonzales,  
personally appeared Lilac Muller personally  
known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to  
the within instrument, and acknowledged to me that he/she executed the same in his/her authorized capacity, and  
that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed  
the instrument.

WITNESS my hand and official seal.

Kathy L. Gonzales  
NOTARY PUBLIC  
4775 Walnut Street  
Boulder, CO 80301

***My Commission Expires April 7, 2004***

My Commission Expires: \_\_\_\_\_